

VIII. REQUEST FOR PERMIT APPLICATION EXTENSION

Mr. Lee Garrison, representing the Sierra Club Coastal Committee, stated in opposition to PE-9215 that the project was not coastal-dependent as defined in Section 30101 of the Coastal Act.

Mr. Charles Greenberg, 120 Linden Avenue, Long Beach, CA, representing the applicant on PE-2707, objected to the condition requiring that an easement be recorded free of prior liens, except for tax liens, and free of prior encumbrances, etc. He said that to do this would require that they get the agreement of the adjacent property owner, and that that would be impossible.

Moved by Commissioner Moore and seconded by Commissioner Wedaa to add the following language to the condition: "... , or that the applicant post a bond in an amount sufficient to pay off all prior encumbrances."

The motion was approved by a consensus of the Commission.

The requests for permit application extensions were approved by a consensus of the Commission, with the one modification on PE-2707.

Chairperson Galanter declared a lunch recess at 11:53 a.m.
The meeting was reconvened at 1:35 p.m.

ROLL CALL

PRESENT : Ms. Diane Abbitt
Mr. E. Bernardi
Mr. Michael Levett, Designated Alternate
Mrs. Jackie Heather
Mr. Fred Johnson
Mr. Melvin L. Nutter, Vice Chairman
Mr. M. Orozco, Jr.
Mr. Henry Wedaa, Designated Alternate
Mr. Henry T. Moore, Jr., Designated Alternate
Ms. Ruth Galanter, Chairperson

ABSENT : None

ALSO PRESENT: Mr. Steve Kaufmann, Deputy Attorney General
Mr. Melvin J. Carpenter, Executive Director

COMMUNICATION FROM PUBLIC

None

1. Prior to issuance of permit, the applicant shall execute and record a document in a form and content approved by the Executive Director of the Commission irrevocably offering to dedicate to an agency approved by the Executive Director, an easement for public pedestrian access to the shoreline. Such easement shall be ten feet wide, located on the subject parcel and adjacent property (Assessors Parcel #4460-032-013) as shown on the attached map. Basically the easement shall begin at Pacific Coast Highway, extend adjacent to and on the east side of an existing driveway within proposed parcel #2 to the adjacent parcel (Assessors Parcel #4460-032-013), extend through that adjacent parcel, entering again proposed parcel #2, then descending down the most western drainage course, terminating at the mean high tide line. Such easement shall be recorded free of prior liens except for tax liens and free of prior encumbrances which the Executive Director determines may affect the interest being conveyed.

The offer shall run with the land in favor of the People of the State of California, binding successors and assigns of the applicant or landowner. The offer of dedication shall be irrevocable for a period of 21 years, such period running from the date of recording.

The applicant may construct a vehicular gate across the driveway entrance. However, a pedestrian gate must also be provided by the applicant concurrently. Said pedestrian access gate would be opened for daylight hours only. The pedestrian gate locks shall be controlled by the Los Angeles County Department of Beaches or other agency approved by the Executive Director.

This document shall be recorded with the parcel of the subject permit and the adjacent parcel (Assessors Parcel #4460-032-013).